

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)Applicant(s): **Philip J. Gentile**

Docket No.

15436.1

Application No.

09/971,970

Filing Date

10/04/01

Examiner

David C. Payne

Customer No.

22,913

Group Art Unit

2638

Invention:

OPTICAL CHANNEL SELECTION AND EVALUATION SYSTEM

I hereby certify that the following correspondence:


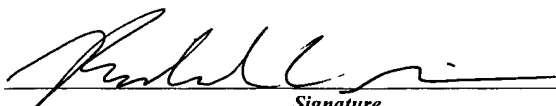
Amendment Transmittal (1 pg.); Amendment and Response to Office Action (13 pgs.); Certificate of Express Mail (1 pg.); and Postcard*(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

October 24, 2005*(Date)***RICHARD C. GILMORE***(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)***EV 723 466 302 US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**

10-25-05

2638

AMENDMENT TRANSMITTAL LETTER (Large Entity)				Docket No. 15436.1	
Applicant(s): Philip J. Gentile					
Application No. 09/971,970	Filing Date 10/04/01	Examiner David C. Payne	Customer No. 22,913	Group Art Unit 2638	Confirmation No. 4553
Inventor: OPTICAL CHANNEL SELECTION AND EVALUATION SYSTEM					
					
COMMISSIONER FOR PATENTS:					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	21 -	26 =	0	x \$50.00	\$0.00
INDEP. CLAIMS	4 -	4 =	0	x \$200.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 23-3178 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038.					
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
 _____ Signature			Dated: October 24, 2005		
RICHARD C. GILMORE Reg. No. 37,335 Attorney for Applicant			I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ _____ (Date) _____ Signature of Person Mailing Correspondence _____ Typed or Printed Name of Person Mailing Correspondence		
CC:					



In re application of

Philip J. Gentile

Serial No.: 09/971,970

Filed: October 4, 2001

For: OPTICAL CHANNEL SELECTION
AND EVALUATION SYSTEM

Confirmation No.: 4553

Customer No.: 022913

Examiner: David C. Payne

)
)
)
)
) Art Unit
) 2638

AMENDMENT UNDER 37 C.F.R. § 1.111

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office action mailed July 27, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 11 of this paper.